

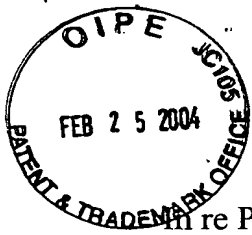


TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	10/628,239
		Filing Date	July 29, 2003
		First Named Inventor	Koji MORIYA et al.
		Group Art Unit	2828
		Examiner Name	Dung A. LE
Total Number of Pages in This Submission		Attorney Docket Number	740756-2638

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Declaration and Power of Attorney <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Application Data Sheet <input type="checkbox"/> Request for Corrected Filing Receipt with Enclosures <input type="checkbox"/> A self-addressed prepaid postcard for acknowledging receipt <input type="checkbox"/> Other Enclosure(s): _____
Remarks		<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 19-2380 (740756-2504) for the above identified docket number.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Jerome W. Massie, Reg. No. 48,118 Nixon Peabody LLP Suite 900 401 9th Street, N.W. Washington, D.C. 20004-2128
Signature	
Date	February 23, 2004

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2/23/04 Date	 Signature Angelique Graham Typed or printed name



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:)
Koji MORIYA *et al.*) Group Art Unit: 2828
Serial No. 10/628,239)
Filed: July 29, 2003) Examiner: Dung A. Le
For: METHOD OF MANUFACTURING)
CARBON NANOTUBE) Confirmation No.: 4753
SEMICONDUCTOR DEVICE)

AMENDMENT AND RESPONSE
TO ELECTION OF SPECIE REQUIREMENT

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Restriction/Election of Specie Requirement mailed January 21, 2004, the Applicants set forth the following election without traverse:

Specie I, drawn to a method of manufacturing a carbon nanotube semiconductor device having a gate electrode.

The claims readable on the elected specie I are: claims 1-3, 6, 8, 10, 11, 14 and 16; while, new claim 18 is generic to both the Specie I and Specie II and must be examined with the elected specie.

Additionally, the Applicants present the following amendments.